

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Stephanie Ayala et al.

Application No.: 09/545,288

Filed: April 7, 2000

For: METHOD FOR MAKING SMART
CARDS CAPABLE OF OPERATING
WITH AND WITHOUT CONTACT



Group Art Unit: 3729

Examiner: MINH N TRINH

Confirmation No.: 1602

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 27, 2006, Applicant respectfully requests reconsideration and withdrawal of the rejections of the claims.

Claims 1, 2 and 4 were rejected under 35 U.S.C. §102. The Office Action contends that the subject matter of these claims is anticipated by the Fidalgo patent (U.S. 5,598,032). Applicants respectfully traverse this contention, for the reason that the Fidalgo patent does not disclose every element recited in the rejected claims. As such, the Office Action does not meet the standard for a rejection based upon anticipation (see MPEP §2131).

Claim 1 recites a method for manufacturing smart cards, each having an antenna with ends or pads for connection to an electronic module. The claim recites the step of producing, on a support sheet, the antenna with at least two turns and a pair of connection pads "that are both disposed on a common side of said antenna turns." Referring to Figure 1 of the application, for example, it can be seen that both

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MAIL STOP AMENDMENT

Group Art Unit: 3729

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AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

- ☐ A Petition for Extension of Time is enclosed.
- ☐ _____ Terminal Disclaimer(s) and the ☐ \$ 65 ☐ \$ 130 fee per Disclaimer due under 37 C.F.R. § 1.20(d) are enclosed.
- ☐ Also enclosed is/are: _____
- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$ 395 ☐ \$ 790 fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.
- ☐ Applicant(s) previously submitted _____ on _____ for which continued examination is requested.
- ☐ Applicant(s) requests suspension of action by the Office until at least _____, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	31	38	0	x \$ 50 (1202)	\$ 0
Independent Claims	4	5	0	x \$ 200 (1201)	0
<input type="checkbox"/> If Amendment adds multiple dependent claims, add \$ 360 (1203)					\$ 0
Total Claim Amendment Fee					\$ 0
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					0
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT					\$ 0

- ☐ Charge _____ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of _____ is enclosed for the fee due.
- ☐ Charge _____ to credit card for the fee due. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL AND ROONEY PC

Date July 27, 2006

By: 48,360
for James A. LaBarre
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